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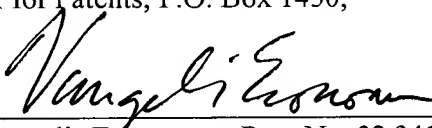
PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application: John Canning	]	
	]	
Serial No.: 09/831,416	]	GRP ART UNIT : 2877
	]	
Filed: May 9, 2001	]	Ex.: Valentin, J.D.
	]	
For: OPTICAL WAVEGUIDE STRUCTURE	]	

**Certification under 37 C.F.R. §1.8(a)**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with The United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 8, 2003.

  
Vangelis Economou, Reg. No. 32,341

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE UNDER 37 C.F.R. § 1.111**

Sir:

In response to the Office Action dated September 8, 2003, please consider the following remarks.

**REMARKS**

Reconsideration is respectfully requested.

Claims 18, 20-22, 26, 34, 38, 40 and 45 have been rejected under 35 U.S.C. § 102(e) over Tseng et al. (U.S. Patent No. 5,809,188). Further, rejections of the remaining claims also rely on Tseng et al. in obviousness rejections made under 35 U.S.C. § 103(a). Because Tseng et al. fails to teach an important feature and claimed limitation recited in the independent claims, these rejections are respectfully considered to be improper, as discussed in detail below.